

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DERICK OWUSU,

Plaintiff,

V.

TERRIE L. MATSEN, et al.,

Defendants.

No. 3:19-cv-5119-BJR-TLF

ORDER ADOPTING REPORT AND
RECOMMENDATION AND
DISMISSING COMPLAINT WITHOUT
PREJUDICE

This matter is before the Court on a Report and Recommendation by the Honorable Theresa L. Fricke, United States Magistrate Judge, on Defendants' Motion for Summary Judgment. No party has filed objections to the Report and Recommendation. Having reviewed the Report and Recommendation and the balance of the record in this case, the Court ORDERS as follows:

- (1) The Court adopts and approves the Report and Recommendation (Dkt. No. 60);
- (2) Defendants' Motion for Summary Judgment (Dkt. No. 29) is GRANTED;
- (3) Plaintiff's amended complaint is DISMISSED without prejudice; and
- (4) Plaintiff's *in forma pauperis* status is REVOKED for purposes of any appeal.

Dated: October 4, 2021

Barbara Rothstein

Barbara Jacobs Rothstein
U.S. District Court Judge

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